

## **REMARKS**

Claims 1-23 are pending in the application. The Examiner rejected Claims 1-23 under 35 U.S.C. §103(a) as being unpatentable over Park et al. (U.S. Patent 6,975,608) in view of Legg et al. (U.S. Patent 6,414,947) and Reynolds et al. (U.S. Patent 6,859,654).

Regarding the rejection of independent Claims 1, 13, 17, 19 and 21 under §103(a), the Examiner stated that the claims are rendered obvious over Park in view of Legg and Reynolds. Park discloses a method for performing handoff between an asynchronous base station and a synchronous base station; Legg discloses a communication network and method of allocating resources therefor; and, Reynolds discloses a method for transmitting measurement reports in a mobile communication system.

As illustrated in FIG. 6B, Park discloses that an asynchronous Base Station (BS) communicates with a synchronous BS through an MSC. Park does not disclose that a second network device directly communicates with a first network device as recited in the claims of the present application. Neither Legg nor Reynolds cures these defects.

In addition, Park discloses that an asynchronous BS transmits to a Mobile Station (MS) an extended/general handoff direction message. Park does not disclose that a second network device transmits to a dual-mode terminal channel assignment information through a first network device as recited in the claims of the present application. That is, Park only discloses that the asynchronous BS communicates with the MS after communicating with the synchronous BS. Neither Legg nor Reynolds cures these defects.

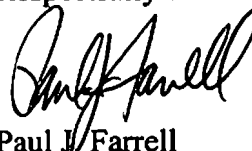
Furthermore, Legg discloses the transmission of a single level measurement between BSs and Reynolds discloses the transmission of an SMS between mobile stations. However, neither Legg nor Reynolds discloses that the second network device transmits to the dual-mode terminal the channel assignment information through the first network device as recited in the claims of the present application.

Based on at least the foregoing, withdrawal of the rejection of independent Claims 1, 13, 17, 19 and 21 under §103(a) is respectfully requested.

Independent Claims 1, 13, 17, 19 and 21 are believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 2-12, 14-16, 18, 20 and 22-23, these are likewise believed to be allowable by virtue of their dependence on their respective amended independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 2-12, 14-16, 18, 20 and 22-23 is respectfully requested.

Accordingly, all of the claims pending in the Application, namely, Claims 1-23, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,



Paul J. Farrell  
Reg. No. 33,494  
Attorney for Applicant

THE FARRELL LAW FIRM  
333 Earle Ovington Blvd. Suite 701  
Uniondale, New York 11553  
Tel: (516) 228-3565  
Fax: (516) 228-8475

PJF/MJM/dr